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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/564,501	07/05/2006	Jean-Christophe Giron	283486US0PCT	9280

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OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C.
1940 DUKE STREET
ALEXANDRIA, VA 22314

EXAMINER

NELSON, MICHAEL B

ART UNIT	PAPER NUMBER
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1794

NOTIFICATION DATE	DELIVERY MODE
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12/17/2008

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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DETAILED ACTION

Response to Arguments

1. Applicant's arguments filed on 12/04/08 have been considered but are not persuasive.
2. Regarding applicant's arguments related to the purported incorrect order of the layers of Giron et al. the examiner maintains that Giron et al. discloses a layered glazing which reads on the instant claims. Applicant cites portions of Giron et al. which disclose that the active stack is located on the "carrier" substrate, with the carrier substrate being the substrate which carries the active stack via the lower conductive layer. Applicant's citations seem to confirm the examiner's citation at paragraph 80 in that they show that the stack of Giron et al. comprises in order: glass substrate : active stack : EVA layer : glass substrate. Applicant seems to be using the terms "carrier" and "protective" to differentiate between the two glass planes in the stack of Giron in an attempt to show how it lacks proper disclosure as compared with the instant claims; however, there is no limitation in the instant claims which relates to "carrier" or "protective" substrates. Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

Conclusion

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to MICHAEL B. NELSON whose telephone number is (571) 270-3877. The examiner can normally be reached on Monday through Thursday 6AM-4:30PM.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Carol Chaney can be reached on (571) 272-1284. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/MN/

12/08/08

/Callie E. Shosho/

Supervisory Patent Examiner, Art Unit 1794